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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

C. ROBERT PETTIT, M.D.,

Plaintiff,

vs.

**CONTRA COSTA MEDICAL SERVICES
REGIONAL MEDICAL CENTER and
DOES ONE THROUGH TWENTY,
Inclusive**

Defendants

Case No.: C 07 3358 JSW

**DECLARATION OF RICHARD KOSS IN
SUPPORT OF PLAINTIFF'S RESPONSE
TO DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT OF PARTIAL
SUMMARY JUDGMENT**

Date: August 22, 2008

Time: 9:00 a.m.

The Honorable Jeffrey White

I, Richard N. Koss, do hereby declare:

1. I am over the age of eighteen and a resident of the State of California. I know of the matters set forth herein of my own personal knowledge and, if called upon to testify could and would competently testify thereto.

2. I am an attorney duly licensed to practice before this court.

3. Attached as Exhibit 5 is a true and correct copy of Dr. Pettit's Complaint of Discrimination filed with the California Department of Fair Employment and Housing and stamped as filed January 12, 2007. It was produced to Defendants as "PET 3".

